

The Honorable Barbara Jacobs Rothstein

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SNOHOMISH COUNTY,

Plaintiff,

v.

ALLIED WORLD NATIONAL ASSURANCE  
COMPANY, ARROWOOD INDEMNITY  
COMPANY (f/k/a ROYAL INDEMNITY  
COMPANY), BERKLEY NATIONAL  
INSURANCE COMPANY, CLARENDON  
NATIONAL INSURANCE COMPANY, CRUM  
& FORSTER SPECIALTY INSURANCE  
COMPANY, ENDURANCE AMERICAN  
INSURANCE COMPANY, EVEREST  
NATIONAL INSURANCE COMPANY,  
FIREMAN'S FUND INSURANCE COMPANY  
OF WISCONSIN, THE INSURANCE  
COMPANY OF THE STATE OF  
PENNSYLVANIA, INSURANCE COMPANY  
OF THE WEST, LEXINGTON INSURANCE  
COMPANY, NATIONAL CASUALTY  
COMPANY, THE PRINCETON EXCESS &  
SURPLUS LINES INSURANCE COMPANY  
and STARR INDEMNITY & LIABILITY  
COMPANY,

Defendants.

NO. 2:16-cv-00063-BJR

ORDER STAYING CASE

1 IT IS HEREBY ORDERED that the Stipulated Motion to Stay is GRANTED. This  
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3 action is hereby stayed, with the following exceptions:  
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5 (1) The three pending motions for summary judgment brought by the County, ICSOP,  
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7 and Lexington shall not be stayed;  
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9 (2) The County shall continue to provide Arrowood, ICSOP, Everest, and Starr, on a  
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11 periodic basis as in the past, complete documentation of all defense costs incurred; and  
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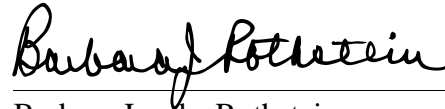
13 (3) The parties may move the Court while the stay is in effect to compel responses to any  
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15 discovery that was served before the stay was entered, but: (a) only after the Court rules on the  
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17 three pending motions for summary judgment; and (b) only with respect to those discovery  
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19 requests that seek: (i) documentation of the defense costs incurred and paid by the County; (ii)  
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21 documentation of the defense costs paid by any of the Defendants; and (iii) as between  
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23 Defendants only, information concerning the trigger, allocation, and/or exhaustion of defense  
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25 costs under and among the subject insurance policies. All parties' positions and objections with  
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27 respect to such discovery requests are preserved; and  
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29 (4) All limitation periods for the defendants to assert cross claims for contribution,  
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31 equitable contribution, indemnification, subrogation, and/or any other claims of any nature  
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33 against one another are tolled throughout the pendency of the stay and for a minimum of thirty  
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35 days after the expiration of the stay.  
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37 (5) The parties will provide the Court with a periodic joint report on the status of the  
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39 Underlying Litigation; the status reports are to be filed every 120 days from the date of this  
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41 order.  
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43 (6) The parties are to notify the Court within 7 days of any event or events which  
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45 render this stay no longer necessary.

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3 DATED this \_\_8th\_\_ day of \_March\_, 2017.  
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7  
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Barbara Jacobs Rothstein  
U.S. District Court Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on March 7, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record:

DATED this 7<sup>th</sup> day of March, 2017.

*s/Franklin D. Cordell*

Franklin D. Cordell, WSBA #26392